

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

A REVIEW PURSUANT TO 807 KAR 5:058 OF)
THE 1991 INTEGRATED RESOURCE PLAN OF) CASE NO. 91-363
THE UNION LIGHT, HEAT AND POWER COMPANY)

O R D E R

On November 14, 1991, The Union Light, Heat and Power Company ("ULH&P") filed an application for approval of the legal notice published pursuant to 807 KAR 5:058, Section 11. The content of ULH&P's notice differs from the notice that was specified to be published pursuant to the Commission's October 18, 1991 Order.

In support of its filing, ULH&P states that on its own initiative, and prior to the Commission's October 18, 1991 Order, legal notice of the filing of ULH&P's 1991 Integrated Resource Plan ("IRP") was published in newspapers of general circulation in its service area from October 15, 1991 through October 20, 1991. ULH&P claims that its legal notice satisfies the intent of the regulation even though the content of its notice differs from that specified by the Commission. Furthermore, ULH&P submits that incurring additional costs to publish the exact notice specified by the Commission's Order is not in the best interest of the utility or its ratepayers.

The Commission concurs with ULH&P and finds that the published notice substantially complies with the language contained in the Commission's October 18, 1991 Order.

Consequently, the additional expense to republish the notice would not be in the best interest of the utility or its ratepayers.

IT IS THEREFORE ORDERED that:

1. The notice published by ULH&P in newspapers of general circulation in its service area between October 15, 1991 and October 20, 1991 complies with the Commission's Order dated October 18, 1991 and satisfies the notice provision of 807 KAR 5:058, Section 11.

2. Within 10 days of the date of this Order, ULH&P shall file affidavits of publication and tear sheets of the newspaper notices.

Done at Frankfort, Kentucky, this 22nd day of November, 1991.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director